

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

CIVIL ACTION No. 04-11492-REK

MARIO LACY,
Plaintiff,

v.

CITY OF BOSTON, WILLIAM
FEENEY, KENNETH HEARNS and
JUAN J. SEOANE,
Defendants.

DEFENDANTS MOTION TO ENLARGE TIME TO FILE RESPONSIVE PLEADINGS
PURSUANT TO FED.R.CIV.P. 6(B).

NOW COME the Defendants, City of Boston, William Feeney, Kenneth Hearns and Juan J. Seoane, who respectfully move this Honorable Court pursuant to Fed. R. Civ. P. 6(b) for an extension of time to file responsive pleadings. As grounds for their motion, they state that:

1. Counsel for the Plaintiff has assented to their request for more time to file a responsive pleading (see Rule 7.1 certification, included below);
2. Undersigned counsel expect to represent the City of Boston and the three individual employee defendants;
3. Administrative requirements for appointment of undersigned counsel to represent Defendant Feeney have yet to be completed;
4. Following the completion of the appointment process, undersigned counsel will require additional time to meet

with Defendant Feeney and the prepare responsive pleadings for the individual defendants and for the City of Boston;

5. The Plaintiff has agreed to an extension until September 22, 2004, to file responses to the Plaintiff's Complaint; and,
6. Allowing this motion will not prejudice any party to the action and permitting the extension to file responsive pleadings to Plaintiff's Complaint will further the interests of justice.

WHEREFORE, the Defendants respectfully request that this Honorable Court allow their motion to extend time to file responsive pleadings, and set the date for filing of responsive pleadings on or before September 22, 2004.

Respectfully submitted,
Merita A. Hopkins
Corporation Counsel

By his attorneys:

/s/ James M. Chernetsky

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7.1 Certification

Undersigned counsel certifies that pursuant to LR, D. Mass. 7.1(a)(2) she discussed this motion with Adrienne Strauss on behalf of Attorney Stephen Hrones', on September 1, 2004, via telephone, and assented to the Defendants' request for additional time to file their responsive pleadings.

Date: 9/1/04

s/ Karen A. Glasgow
Karen Glasgow, Esq.